

TOWN OF MARSHFIELD
COMMONWEALTH OF MASSACHUSETTS
SPECIAL TOWN MEETING WARRANT

Special Town Meeting, Monday, April 23, 2012

At 7:00 o'clock in the evening at Marshfield High School

Plymouth, SS: To either of the constables in the Town of Marshfield in the County of Plymouth.

Greetings: In the name of the Commonwealth of Massachusetts you are required to notify and warn the inhabitants of the Town of Marshfield qualified to vote in Town affairs to meet in the Marshfield High School Gymnasium on Monday, the 23rd day of April 2012, at seven o'clock in the evening then and there to act on the following articles:

ARTICLE 1 Will the Town vote to raise and appropriate or transfer from available funds the sum of \$3,351.50 for payment of unpaid bills incurred during the previous fiscal year or take any other action relative thereto.

DEPARTMENT	VENDOR	DATE	AMOUNT
HIGHWAY	LUCHETTIS	6/30/2011	29.00
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SCHOOL DEPARTMENT	Peter Noyes	3/29/2011	96.00
SCHOOL DEPARTMENT	Peter Noyes	3/22/2011	156.00
DPW	LYLE THOMAS	12/20-01/12/11	3,041.50
			3,351.50

Board of Selectmen

Recommendation: At Town Meeting.

Article 1 Explanation: These are unpaid invoices from the previous fiscal year that need to be paid.

ARTICLE 2 Will the Town vote to transfer from available funds a sum of money to fund collective bargaining agreements or other employee contracts with any one or more of the following organizations with respect to the fiscal year beginning July 1, 2012 and /or for prior fiscal years and further to appropriate a sum of money from available funds to be used to pay employees amounts to which they are entitled under applicable collective bargaining agreements or personnel bylaws, for unused sick leave:

- Marshfield Firefighters, Local 2568, International Associations of Firefighters AFL – CIO
 - American Federation of State County and Municipal Employees AFL – CIO State Council 93 Local 1700 (Clerical Employees Unit)
 - American Federation of State County and Municipal Employees AFL – CIO State Council 93 Local 1700 (Department of Public Works employees)
 - American Federation of State County and Municipal Employees AFL – CIO State Council 93 Local 1700 (Supervisory Employees)
 - Marshfield Education Association Support Personnel
 - Marshfield Education Association Clerical Personnel
 - AFSCME Council 93, Local 1700 (Custodians)
 - UFCW Local 328 (Special Needs Drivers and Attendants)
- or take any action relative thereto.

Board of Selectmen

Recommendation: At Town Meeting.

Article 2 Explanation: The Town is currently negotiating collective bargaining agreements with several unions above noted. Settlements are presented under MGL Chapter 150E for funding the first year of the settlement. Certain Town and School employees are entitled to buy back sick leave benefits and this article will also fund those obligations.

ARTICLE 3 Will the Town vote to transfer \$25,000 from Article 16 of the April 2010 STM – Rexhame Beach Litigation to Article 6 of the April 2011 ATM – Legal Budget to be used to pay for litigation costs or take any other action relative thereto.

Board of Selectmen

Recommendation: At Town Meeting.

Article 3 Explanation: The Town was involved in an unusual number of litigation cases this year requiring the use of expert witness testimony. It appears at this point that there is more money in the Rexhame Beach Litigation article than will be needed for that litigation so this article transfers money from there to fund the current annual legal budget.

ARTICLE 4 Will the Town vote to grant a wire crossing easement across the Town land and parking lot at the corner of Dyke Road and Joseph Driebeek Way and transfer ownership of a Town owned utility pole on Joseph Driebeek Way to NSTAR or take any other action relative thereto.

Board of Selectmen

Recommendation: At Town Meeting.

Article 4 Explanation: NSTAR has requested to take ownership of the first Town owned Pole 745/P1 on Joseph Driebeek Way in order to provide adequate power to a customer and to minimize the number of poles serving the area.

ARTICLE 5 Will the Town vote to authorize the Board of Selectmen and Board of Public Works to grant to the Massachusetts Audubon Society a Conservation Restriction on certain Town-owned land shown as "Map E08-01-01A, Conservation Restriction Area, 25.001 acres + - " on a plan entitled "Conservation Restriction Plan of Land Near Old Mount Skirgo Road, Marshfield, MA", dated June 22, 2011, prepared by Survey and Mapping Consultants, Braintree, MA, said plan being on file with the Town Clerk's office, or take any other action relative thereto.

Board of Selectmen

Recommendation: At Town Meeting.

Article 5 Explanation: Because of the presence of a protected species of turtle on the parcel of Town land being used as the site of the new Boys and Girls Club on Proprietors Drive, the Massachusetts Division of Fisheries and Wildlife, Natural Heritage and Endangered Species Program, required that other Town land be restricted from development as compensation for the destruction of turtle habitat by the Boys and Girls Club construction. This article will allow the Board of Selectmen and Board of Public Works to execute the required Conservation Restriction on land acquired and presently being held for wellhead protection purposes near the Mt. Skirgo wellfield.

ARTICLE 6 Will the Town vote to make the following adjustments to the Fiscal year 2012 General Fund budget line items voted as Article 6 at the April 2011 Annual Town Meeting:

Transfer from the following FY 2012 budgets:

Snow & Ice:	sum of money
Employee Benefits:	sum of money
General Insurance:	sum of money

Transfer to the following FY 2012 budgets:

Veterans Expenses-Benefits:	\$9,000
Police Overtime:	sum of money
DPW Maintenance:(repair of fire ladder truck)	\$35,000
Fire Department: (roof replacement)	\$122,000

Or take any other action on any other line item relative thereto?

Treasurer/Collector

Recommendation: At Town Meeting.

Article 6 Explanation: This appropriation will fund those general fund line items which are experiencing shortfalls for unforeseen circumstances by transferring funds from line items which are performing better than expected.

ARTICLE 7 Will the Town vote to rescind the following unused authorization to borrow in accordance with MGL Chapter 44, Sections 7 and 8, the other provisions of such article to remain in full force and effect or take any other action relative thereto?

Art 4, ATM 04/2011 \$ 5,000 Motorcycles

Treasurer/Collector

Recommendation: At Town Meeting.

Article 7 Explanation: This article rescinds borrowing approvals from an earlier Town Meeting. The project was completed without the need to borrow the full authorized amount..

ARTICLE 8 Will the Town vote to raise and appropriate, transfer from available funds or borrow, a sum of money for the following General Fund purpose, or take any other action relative thereto. (See Appendix B for debt information).

PROJECT/PROGRAM	FY12 Request	FY 12 CBC Recommend	Funding Source
Design, Engineering and production of plans and bid documents for replacement of Station 1 - Ocean Bluff	\$100,000	\$100,000	Borrowing \$100,000 pursuant to MGL Chapter 44

Capital Budget Committee

Recommendation: At Town Meeting.

Article 8 Explanation: Articles have been submitted at previous town meetings to fund the replacement of Fire Station 1 on Massasoit Ave. Recent estimates varied widely in scope and dollar amount. In order to move ahead with this project the Capital Budget

Committee moved this article to the STM and is recommending the borrowing of \$100,000 to fund the design, engineering, production of plans and bid documents to enable the project to go to bid with the intention of returning to a special town meeting in the Fall of 2012 with a funding request for the construction phase based on the actual bids.

ARTICLE 9 Will the Town vote to authorize the Airport Commission to convey to the Massachusetts Audubon Society the parcels of land shown in green color on a certain plan on file with the Town Clerk's office entitled 'Property Rights/Preservation Land Plan", prepared by Gale Associates, Inc., said land being portions of the lots shown on the Marshfield Assessors' maps as Lot K08-03-01, K08-03-03, K08-03-04, and L08-01-02, in exchange for the grant by the Massachusetts Audubon Society to the Town of tree clearing rights on the parcels of land shown in blue color on such plan, said land being portions of the lots shown on the Marshfield Assessors' maps as Lot L09-01-43 and Lot J07-01-02, or take any other action relative thereto.

Airport Commission

Recommendation: At Town Meeting.

Article 9 Explanation: In order to assure the public safety and the safety of airport users the Airport Commission must keep trees within a certain distance from the airport runway cut below the maximum height allowed by the FAA. The land on which some of the trees are located is owned by the Audubon Society. A portion of the airport property is a wetland abutting upon the Daniel Webster Wildlife Sanctuary owned and operated by the Audubon Society. The Society would like to acquire this land to add to its current land holdings to be used as a part of the Sanctuary. This article allows the Airport wetlands to be swapped for tree clearing rights on the Audubon property. The Town land will be conveyed subject to a Conservation Restriction

ARTICLE 10 Will the Town vote to act upon the recommendation of the Community Preservation Committee for the fiscal year beginning July 1, 2011, to expend a sum of money from the Community Preservation Fund established pursuant to Massachusetts General Laws Chapter 44B as follows:

Item	Fund Category	Project	Amount	Dept./Selectmen
1	Recreation	South River Park, amount to be provided by FY2012 CPA revenues	\$57,250	Open Space Committee

The Town Accountant shall defray the aforesaid expenditures in the following manner unless a different allocation is voted at Town Meeting:

Item 1 – Recreation Resources: To appropriate \$57,250 from FY2012 Community Preservation Fund revenues for Recreation for the South River Park. The money requested will fund the construction of a shade shelter and a stairway connecting the westerly end of the park to Ocean Street as presented in the conceptual design.

Article 10 Explanation: Due to higher than anticipated construction bids and increased costs related to poor soil conditions, the above mentioned items were eliminated from the scope of work for the first phase of the project. The project team considers these items to be important to the design and functionality of the park. The \$57,250 will be offset by a \$250,000 Federal Land and Water Conservation Grant to be awarded at the completion of the park in June 2012. The grant enables the Open Space Committee to return \$192,750 to the Community Preservation Account.

Community Preservation Committee

Recommendation: At Town Meeting.

ARTICLE 11 Will the Town vote to raise and appropriate, transfer from available funds or borrow a sum of money for: (1) the design and/or construction of a New Screenings and Grit Removal Facility, both at the Wastewater Treatment Facility; and to determine whether this appropriation shall be raised by borrowing from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C of the Massachusetts General Laws or otherwise; and to authorize the Board of Public Works, Board of Selectmen and/or Treasurer to take any actions necessary to carry out the said projects, or take any other action relative thereto.

Board of Public Works

Recommendation: At Town Meeting.

Article 11 Explanation: This facility will remedy deficiencies in the removal of both screenings and grit from the Marshfield Wastewater Treatment Facility. The Marshfield WWTF never had a screen to remove rags and similar large objects (screenings) from the wastewater stream. These materials are ground up (comminuted) and they recombine in the treatment units, clogging pumps and diffusers and causing process, operational and maintenance problems. New household products that wind up in the sewer system exacerbate these impacts. The 20-year old grit chamber as installed does not have mechanical grit removal equipment, and provides no redundancy. To be emptied, it must be drained and taken off-line, allowing grit to enter the plant. When the grit chamber was built, the Vactor truck disposed of sewer cleanings into the landfill; since the landfill was closed, this gritty material is dumped into the grit chamber. The grit chamber also has trouble with storm surges and has overflowed on occasion. The proposed facility will increase capacity, and provide redundancy and mechanical grit removal. Inadequate removal of these materials can have significant impacts on the life

and performance of downstream process equipment. A number of plants similar to Marshfield recently have upgraded their screenings and grit handling capabilities. The proposed Marshfield facility will have two mechanical screens with wash presses to wash, dewater and compress the recovered material. This equipment will be in an enclosed brick masonry building with odor control. A new grit chamber will be constructed next to the existing, and a clamshell bucket on monorail over the chambers will service both of them. A roof will be provided over the grit facility. The Town has received preliminary approval for SRF funding to provide low interest loans for the project.

ARTICLE 12 Will the Town vote to accept the donation of a roadway easement within the layout of Rockwood Road, including the roadway reservation area adjacent to town owned property, to the Town of Marshfield for the purpose of accessing town owned land (assessor's parcel D09-01-17) as shown on a plan entitled "Lotting Plan Rockwood Road" sheet 2 of 2, prepared by Stenbeck & Taylor, Inc. dated November 13, 2002, latest revision 4/21/04 and recorded in Plymouth County Registry of Deeds, Plan Book 48, Page 79 and filed with the Town Clerk, or take any other action relative thereto.

Board of Public Works

Recommendation: At Town Meeting.

Article 12 Explanation: The Town intends to construct athletic fields on town owned land which abuts the east end of Rockwood Road, a private road open to the public. Said roadway easement will allow access, drainage and other utility connections for the athletic fields.

You are directed to serve this warrant by posting attested copies thereof at ten public places in different parts of the Town not less than fourteen days before the holding of said meeting. Hereof fail not to make the due return of this Warrant with our doings thereon to the Town Clerk at the time and place of the meeting aforesaid:

Given under our hands this 21st day of March, 2012.

MARSHFIELD BOARD OF SELECTMEN

John E. Hall, Chairman

Matthew J. McDonough, Vice-Chair

Stephen G. Robbins, Clerk

A true copy, ATTEST:
Constable